Casse34099ecr0099783J\$\$W Doocumeent78 Filibed 1/0/6/6/99 P.Rajeg1e01coff10

1	JOSEPH P. RUSSONIELLO (CSBN 44332) United States Attorney BRIAN J. STRETCH (CABN 163973) Chief, Criminal Division OWEN P. MARTIKAN (CABN 177104) Assistant United States Attorney 450 Golden Gate Avenue, Box 36055	
2		
3		
4		
5		
6	San Francisco, California 94102 Telephone: (415) 436-6758	
7	Facsimile: (415) 436-6753 E-Mail: owen.martikan@usdoj.gov	
8	3.0	
9	Attorneys for the United States of America	
10	UNITED STATES DISTRICT COURT	
11	NORTHERN DISTRICT OF CALIFORNIA	
12	SAN FRANCISCO DIVISION	
13		
14	UNITED STATES OF AMERICA,) No: CR09-0973-JSW
15	v.)) [PROPOSED] ORDER STAYING THE
16		 MAGISTRATE JUDGE'S RELEASE ORDER PENDING REVIEW AND SETTING BRIEFING SCHEDULE
17	DONALD THOMAS TOSTI,	
18	Defendant.	ON MOTION FOR REVIEW OF RELEASE ORDER
19		_) 1122122 0112 211
20		
21	For good cause shown, the United States' motion for a stay of Magistrate Judge Elizabeth	
22	Laporte's order granting release to defendant Donald Tosti in the above-entitled case is	
23	GRANTED. Said order is STAYED pending resolution of the United States' motion for review.	
24	It is further ORDERED that defendant Tosti is to remain in the custody of the United States	
25	Marshals Service until further order of the	Court.
26	SO ORDERED.	When Startet
27 28	DATED: November 6, 2009	HOSOPABLE JEFFREY S. WHITE United States District Judge
	USA MOTION TO STAY & REVIEW RELEASE ORDER CASE NO. CR 09-0973 JSW	IT IS FURTHER ORDERED that Defendant's opposition to the motion for review of the release order shall be due on November 13, 2009. The Government's reply shall be due on November 20, 2009

2009.